



JC14 Rec'd PCT/PTO 29 APR 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

~~SAC~~  
PCT  
FY

IN THE MATTER OF:

Charles ROSILIO et al

FILING DATE: March 6, 2000

SERIAL NO.: 09/914,455

ATTY DOC. NO: MM4464

FOR: METHOD FOR PRODUCING A TEMPLATE OF SEQUENCES OF  
CHEMICAL OR BIOLOGICAL MOLECULES FOR A CHEMICAL OR  
BIOLOGICAL ANALYSIS DEVICE

PETITION UNDER 37 CFR 1.181

Assistant Commissioner of Patents  
& Trademarks  
Washington, DC 20231

S I R:

Applicant respectfully petitions for an extension of time to respond to the Notification of Defective Response dated 02/21/02 which was not received until April 1, 2002 and that the petition fee be waived. In fact the Notification of Defective Response was not mailed until March 18, 2002 as evidenced by the postmark on the envelope, a copy of which is attached hereto.

Pursuant to a phone conversation with the Examiner it was agreed that if a delay in delivery of the mail was due to an error of the USPTO, the petition fee for this petition would be waived. Clearly the mailing postmark of March 18, 2002 proves the delay was attributable to the USPTO and the fee should be waived. Otherwise, please deduct any applicable fee in connection with the filing of this petition from Deposit Account No. 01-1944.

AMENDMENT

SIR:

It is requested that the application be amended as follows

IN THE SPECIFICATION

Please amend the "Sequence Listing" as attached hereto in the specification. Computer readable form of the same Sequence Listing in a floppy diskette is also included.

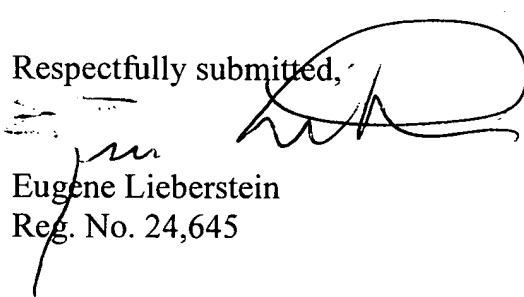
STATEMENT UNDER 37 CFR 1.821 (f) & (g)

To the best of my knowledge and belief:

(a) I hereby state that the information recorded in computer readable form is identical to the written paper sequence listing, and

(b) I hereby state that the submission, filed in accordance with 37 CFR 1.821(g), herein does not include new matter.

Respectfully submitted,

  
Eugene Lieberstein  
Reg. No. 24,645

ANDERSON, KILL & OLICK  
1251 Avenue of the Americas  
New York, New York 10020-1182  
(212) 278-1000

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed: Commissioner of Patents & Trademarks, Washington, D.C. 20231 on April 18, 2002.

  
Date: April 18, 2002

**MAIL STOP CODE:**

**U.S. DEPARTMENT OF COMMERCE**  
PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231

IF UNDELIVERABLE RETURN IN TEN DAYS

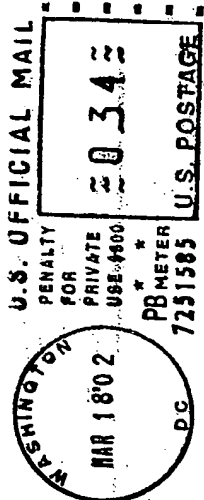
**OFFICIAL BUSINESS**

PENALTY FOR PRIVATE USE, \$300

**PCT**

**CP2-5C24**

AN EQUAL OPPORTUNITY EMP



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